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STATUTORY INSTRUMENTS

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**2020 No. 629**

**The Smart Meter Communication Licensee  
Administration (England and Wales) Rules 2020**

**PART 3**

Process of SMCL administration

**Reports**

- 26.**—(1) The SMCL administrator must prepare a report (the “progress report”).
- (2) The progress report must—
- (a) be headed “SMCL administrator’s progress report”; and
  - (b) include immediately below the heading—
    - (i) the full name, registered address, registered number and any other trading names of the SMCL; and
    - (ii) details of the court where the proceedings are and the relevant court reference number.
- (3) The progress report must include—
- (a) full details of the SMCL administrator’s name and address, date of appointment and any changes in SMCL administrator;
  - (b) the name and address of the applicant for the SMCL administration application;
  - (c) in the case of joint SMCL administrators, details of the matters set out in section 158(5) of the 2004 Act;
  - (d) details of progress during the period of the report, including a receipts and payments account (as detailed in paragraph (4));
  - (e) details of any assets that remain to be realised; and
  - (f) any other relevant information for the creditors.
- (4) A receipts and payments account must—
- (a) state what assets of the SMCL have been realised, for what value, and what payments have been made to creditors or others;
  - (b) be in the form of an abstract showing receipts and payments during the period of the report; and
  - (c) where the SMCL administrator has ceased to act, include a statement as to the amount paid to unsecured creditors by virtue of the application of section 176A of the 1986 Act (prescribed part).
- (5) The progress report must cover the periods of—
- (a) six months starting on the date on which the SMCL entered SMCL administration; and
  - (b) each subsequent period of six months.

(6) The periods for which progress reports are required under paragraph (5) are unaffected by any change in the SMCL administrator.

(7) The SMCL administrator must send a copy of the progress report within one month of the end of the period covered by the report, to—

- (a) the registrar of companies;
- (b) the Secretary of State;
- (c) GEMA;
- (d) the creditors; and
- (e) the court,

but this paragraph does not apply when the report is a final progress report within the meaning of Part 9.

(8) The court may, on the SMCL administrator's application, extend the period of one month mentioned in paragraph (7) above, or make such other order in respect of the content of the report as it thinks fit.

(9) It is an offence for the SMCL administrator to fail to comply with this Rule.